Notice of Allowability 10/628,831		Application No.	Applicant(s)	
Notice of Allowability Examiner Hung X. Dang - The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or proviously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOTA GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiati of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. 1. ☑ This communication is responsive to 3/8/06. 2. ☑ The allowed claim(s) is/are 14-41. 3. ☑ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) ☑ All b) ☐ Some* c) ☐ None of the: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No. ☐ Certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). **Certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). **Certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). **Certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). **Certified copies not received: ☐ Application in the International Bureau (PCT Rule 17.2(a)). **Certified copies not received: ☐ Application from the International Bureau (PCT Rule 17.2(a)). **Certified copies not received: ☐ Application in the International Bureau (PCT Rule 17.2(a)). **Certified copies not received: ☐ Application in the International Bureau (PCT Rule 17.2(a)). **Certified copies of the Post The International Bureau (PCT Rule 17.2(a)).	Notice of Allowability	10/629 931	IANNAPD ET AL	(AN)
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Examiner's Amendment

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

In claim 14, line 8 "fist" has been changed to --first-- due to typographical error.

Claims Allowed

2. Claims 14 - 41 are allowed.

Reasons For Allowance

3. The following is an Examiner's Statement of Reasons for Allowance:

The prior art fails to teach a combination of all the claimed features as present in independent claim 14, which include a at least one speaker supported by the first ear stem with a first mounting mechanism, the first mounting mechanism defining a linear path along which the speaker can be translated by a user, the first mounting mechanism further defining a pivot configured to allow the speaker to be pivot about a first pivot axis parallel to the linear path, wherein an electrical conduit extends from the speaker through at least a portion of the first mounting mechanism.

The prior art fails to teach a combination of all the claimed features as present in independent claim 17, which include a first earphone carried by the first earphone support, the earphone support being configured to define a linear path for the first

Application/Control Number: 10/628,831

Art Unit: 2873

earphone along which a user can translate the first earphone, the first earphone support being further configured to allow the first earphone to pivot about a first axis parallel to the linear path, wherein an electrical conduit extends from the first earphone through at least a portion of the first earphone support.

Page 3

Any comments considered necessary by applicant must be submitted no later than the payment of the Issue Fee and, to avoid processing delays, should preferably accompany the Issue Fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication should be directed to Examiner Dang at telephone number (571) 272-2326.

3/06

Hung X. Dang

Primary Examiner

Art Unit 2873